



030104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

22141 U.S. PTO
10/791363
030104

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
12570.1USC2	Unknown	Unknown	E. SWINEHART	3617

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV372669362US

Date of Deposit: March 1, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Name: Teresa Anderson

CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. 09/778,973, filed on February 6, 2001 entitled PHOSPHORECENT MARINE PRODUCTS by the following inventor:

Full Name Of Inventor	Family Name	First Given Name	Second Given Name
	Goedel	John	R.
Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
	Eden Prairie	Minnesota	U.S.A.
Post Office Address	Post Office Address	City	State & Zip Code/Country
	12790 Primrose Lane, Suite 215	Eden Prairie	Minnesota 55344 / U.S.A.

1. ☒ Enclosed is a copy of the prior application; including the specification, claims, drawings, a signed oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 8 pages of specification, 21 claims, 1 page of abstract, 2 sheets of drawings, and 4 pages of oath or declaration.
- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
2. ☒ Cancel original claims 2-21 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. ☒ The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS: 1 -20	0	x	\$18.00	0.00
INDEPENDENT CLAIMS 1 -3	0	x	\$86.00	0.00
			BASIC FILING FEE:	\$385.00
			TOTAL FILING FEE:	\$385.00

☒ Small entity status is claimed pursuant to 37 CFR 1.27.

4. ☒ Payment of fees:
☐ Attached is a check in the amount of
☐ Please charge Deposit Account No. 13-2725.
☒ **PAYMENT OF THE FILING FEE IS BEING DEFERRED.**
5. ☒ The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.
6. ☒ Amend the specification by inserting before the first line of the first page the paragraph:

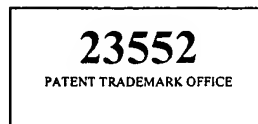
"This application is a continuation of application Serial No. 09/778,973, filed February 6, 2001, which is a continuation of application Serial No. 09/152,377, filed September 14, 1998, now U.S. Patent No. 6,253,698, which are incorporated herein by reference."
7. ☐ A set of formal drawings (sheets) is enclosed.
8. ☐ Priority of application Serial No. , filed on in , is claimed under 35 U.S.C. 119.
☐ The certified copy has been filed in prior application Serial No. , filed .
9. ☒ The prior application is assigned of record to MarineGlo Corporation located at Eden Prairie, Minnesota.
10. ☒ The Power of Attorney in the prior application is to:

Merchant & Gould P.C.
Minneapolis, MN 55402-2215
11. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
☐ Fee for excess claims is attached.
12. ☒ A petition and fee has been filed to extend the term in the prior application until March 4, 2004. A copy of the petition for extension of time in the prior application is attached.
13. ☐ The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:

14. ☐ A Nonpublication Request under 37 CFR 1.213(a) is enclosed.
15. ☐ Also Enclosed:
16. ☒ Address all future communications to the **Attention of Mara E. Liepa** (may only be completed by attorney or agent of record) at the address below.
17. ☒ A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300



Date: March 1, 2004

Mara E. Liepa
Mara E. Liepa
Reg. No. 40,066
MELIEPA:rlr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: GOEDEL Examiner: E. SWINEHART
Serial No.: 09/778,973 Group Art Unit: 3617
Filed: FEBRUARY 6, 2001 Docket No.: 12570.1USC1
Title: PHOSPHORESCENT MARINE PRODUCTS

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 1, 2004.

By: 

Name: Rebecca Ralls

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. §1.136(a), it is respectfully requested that a five-month extension of time be granted in which to respond to the Notice of Appeal filed by Applicant on August 4, 2003, said period of response being extended from October 4, 2003 to March 4, 2004.

Our check in the amount of \$1005.00 is enclosed to cover the required extension fee for a small entity.

Respectfully submitted,

MERCHANT & GOULD P. C
P. O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 371-5222

Date: March 1, 2004By: 

Mara E. Liepa
Reg. No. 40,066
MEL:rlr

23552

PATENT TRADEMARK OFFICE